

IN THE UNITED STATES COURT OF APPEALS

FOR THE FIFTH CIRCUIT

United States Court of Appeals  
Fifth Circuit

**FILED**

September 17, 2015

Lyle W. Cayce  
Clerk

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No. 14-10574

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D.C. Docket No. 3:08-CV-388

ALLSTATE INSURANCE COMPANY; ALLSTATE INDEMNITY  
COMPANY; ALLSTATE PROPERTY & CASUALTY INSURANCE  
COMPANY; ALLSTATE COUNTY MUTUAL INSURANCE COMPANY,

Plaintiffs - Appellees Cross-Appellants

v.

MICHAEL KENT PLAMBECK, DC; MICHAEL CAPOBIANCO, DC; PAUL  
GRINDSTAFF, DC; DOUGLAS FRIEDMAN; JENNIFER GIESSNER,  
formerly known as Jennifer Makarwich, formerly known as Jennifer Bland;  
ET AL,

Defendants - Appellants Cross-Appellees

Appeals from the United States District Court for the  
Northern District of Texas, Dallas

Before JONES, SMITH, and COSTA, Circuit Judges.

J U D G M E N T

This cause was considered on the record on appeal and was argued by  
counsel.

It is ordered and adjudged that the judgment of the District Court is  
affirmed.

IT IS FURTHER ORDERED that defendants-appellants pay to plaintiffs-appellees the costs on appeal to be taxed by the Clerk of this Court.



**Certified as a true copy and issued  
as the mandate on Nov 03, 2015**

**Attest:**

*Jyle W. Canice*  
**Clerk, U.S. Court of Appeals, Fifth Circuit**

### BILL OF COSTS

NOTE: The Bill of Costs is due in this office *within 14 days from the date of the opinion*, See FED. R. APP. P. & 5<sup>TH</sup> CIR. R. 39. Untimely bills of costs must be accompanied by a separate motion to file out of time, which the court may deny.

Allstate Insurance Company et al.

v. Michael Kent Plambeck, DC et al.

No. 14-10574

The Clerk is requested to tax the following costs against: Appellants/Cross-Appellees

COSTS TAXABLE UNDER Fed. R. App. P. & 5 <sup>th</sup> Cir. R. 39	REQUESTED				ALLOWED (If different from amount requested)			
	No. of Copies	Pages Per Copy	Cost per Page*	Total Cost	No. of Documents	Pages per Document	Cost per Page*	Total Cost
Docket Fee (\$500.00)								
Appendix or Record Excerpts	4	304	.15	\$182.40	4	304	.15	182.40
Appellant's Brief								
Appellee's Brief	7	93	.15	\$97.65	7	93	.15	97.65
Appellant's Reply Brief								
Other:								
				Total \$				
				\$280.05	Costs are taxed in the amount of \$			
					280.05			

Costs are hereby taxed in the amount of \$ 280.05 this 3rd day of November, 2015.

LYLE W. CAYCE, CLERK

State of  
County of Texas

By Jennifer C. French  
Deputy Clerk

I, Wade C. Crosnoe, do hereby swear under penalty of perjury that the services for which fees have been charged were incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this Bill of Costs was this day mailed to opposing counsel, with postage fully prepaid thereon. This 1st day of October, 2015.

/s/ Wade C. Crosnoe

(Signature)

\*SEE REVERSE SIDE FOR RULES  
GOVERNING TAXATION OF COSTS

Attorney for Allstate Appellees/Cross-Appellants